

09. 02.12.2016

Misc. Case No.2309 of 1998

None appears for the petitioner (alleged victim) at the time of call.

By the order dated 26.8.1997 the writ application seeking issue of writ of Habeas corpus has come to be disposed of with the finding that there is no ground for issuance of a writ of habeas corpus since the alleged victim-Kalpita Pradhan was not found to have been illegally detained and with the further finding that she was major and has got married on her own will to one Sanjeeb Mishra..

It appears that thereafter by the order dated 11.3.1998 notice was issued in the present Misc. Case after disposal of the writ petition. By the last order dated 21.9.2016, the Registrar (Judl.) directed the petitioner to file process for issue of notice. The said has not been complied with till date.

We are of the view that probably the cause of action no longer subsists and the Misc. Case stands dismissed as such. However, if any cause of action subsists, it is open to the parties to seek appropriate legal remedy.

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I. Mahanty, J.

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Biswajit Mohanty, J.